

2877
1fu

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 09/925,747

Confirmation No.: 6652

In re Application of:

Kazufumi OGAWA

Group Art Unit: 2879

Filed: August 10, 2001

Examiner: Joseph L. Williams

For: ORGANIC ELECTRONIC DEVICE, METHOD OF PRODUCING
THE SAME, AND METHOD OF OPERATING THE SAME

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

In response to the Office Action mailed February 3, 2005, applicant hereby provisionally elects, with traverse, to prosecute the claims of Group I (claims 1-13 and 37-39) in this application.

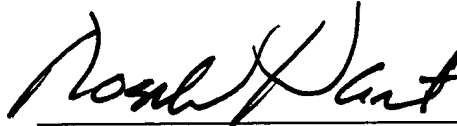
However, applicant respectfully traverses the restriction requirement since the subject matter of all of claims 1-101 is sufficiently related that a thorough and complete search for the subject matter of the elected claims should encompass a thorough and complete search for the subject matter of the non-elected claims. Thus, it is respectfully submitted that the search and

Serial No.: 09/925,747

examination of the entire application could be made without serious burden. See MPEP §803 which states that "[i]f the search and examination of an entire application can be made without serious burden, the Examiner must examine it on the merits." It is respectfully submitted that this policy should apply in the present application in order to avoid unnecessary delay and expense to applicant and improper duplicative examination by the U.S. Patent and Trademark Office.

Respectfully submitted,

PARKHURST & WENDEL L.L.P.



Roger W. Parkhurst
Registration No. 25,177

February 16, 2005

Date

RWP/mhs

Attorney Docket No.: OGOH:088

PARKHURST & WENDEL, L.L.P.
1421 Prince Street, Suite 210
Alexandria, Virginia 22314-2805
Telephone: (703) 739-0220